

***Priority***

Receipt of a certified translation of Applicants' priority document, thereby obviating the rejection over WO 2004/037927, is hereby acknowledged.

***Terminal Disclaimer***

The terminal disclaimer filed on December 2, 2008 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of U.S. Patent # 7,282,270 has been reviewed and is accepted. The terminal disclaimer has been recorded.

**EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Chris Andrzejak on December 2, 2008.

The application has been amended as follows:

Please cancel claim 11.

Applicant authorized the cancellation of claim 11 because it had been made dependent from a claim that is now cancelled.

The Examiner is generally in agreement with the shortcomings of *Isshiki* as defined by Applicant. *Isshiki* fails to even render obvious the claims because it does not fairly suggest a composition wherein both (i) a material corresponding to component (A) with 40% phenyl group content and (ii) an organohydrogensiloxane bearing terminal hydrosilyl groups are disclosed. To overcome the rejection over *Enami*, Applicant has inserted the limitation originally recited in claim 2 as this claim had been deemed patentable over *Enami*.

An updated survey of the prior art did not yield any additional references more germane than those already of record. Accordingly, claims 1, 3-10, and 12-14 are allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARC S. ZIMMER whose telephone number is (571)272-1096. The examiner can normally be reached on Monday-Friday 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jim Seidleck can be reached on 571-272-1078. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1796

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

December 9, 2008

/Marc S. Zimmer/  
Primary Examiner, Art Unit 1796